



#11
SP
12-10-03
Atty. Dkt. No. 062834-0113

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: George H. HOFFMAN, et al.
Title: SYSTEM, METHOD AND
COMPUTER PROGRAM
PRODUCT FOR BENCHMARKING
IN A SUPPLY CHAIN
MANAGEMENT FRAMEWORK
Appl. No.: 09/834,600
Filing Date: 04/13/2001
Examiner: Unassigned
Art Unit: 2122

RECEIVED

JUN 04 2003

Technology Center 2100

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56. A copy of each listed document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(b), before the mailing date of the first Office Action on the merits.

RELEVANCE OF EACH DOCUMENT

An English translation of the foreign-language document is not readily available. However, the absence of such translation does not relieve the PTO from its duty to consider the submitted foreign language document (37 CFR §1.98 and MPEP §608). An English Abstract is attached for document A22.

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date June 3, 2003

By



FOLEY & LARDNER
Customer Number: 22428



22428

PATENT TRADEMARK OFFICE

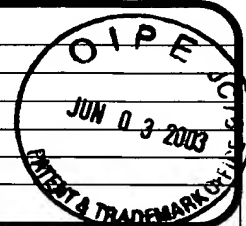
Telephone: (202) 672-5485

Facsimile: (202) 672-5399

William T. Ellis
Attorney for Applicant
Registration No. 26,874

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449B/PTO				Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT				Application Number	09/834,600
Date Submitted: June 3, 2003				Filing Date	04/13/2001
(use as many sheets as necessary)				First Named Inventor	George H. HOFFMAN
Sheet 1 of 2				Group Art Unit	2122
				Examiner Name	Unassigned
				Attorney Docket Number	062834-0113



U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)			
	A1	4,713,761		Sharpe et al.	12-15-1987	RECEIVED JUN 04 2003 Technology Center 2100
	A2	4,799,156		Shavit et al.	01-17-1989	
	A3	5,305,199		LoBiondo et al.	04-19-1994	
	A4	5,712,989		Johnson et al.	01-27-1998	
	A5	5,758,329		Wojcik et al.	05-26-1998	
	A6	5,884,300		Brockman	03-16-1999	
	A7	5,893,076		Hafner et al.	04-06-1999	
	A8	5,970,469		Scroggie et al.	10-19-1999	
	A9	5,970,475		Barnes et al.	10-19-1999	
	A10	6,064,981		Barni et al.	05-16-2000	
	A11	6,134,557		Freeman	10-17-2000	
	A12	6,138,106		Walker et al.	10-24-2000	
	A13	6,148,291		Radican	11-14-2000	
	A14	6,157,915		Bhaskaran	12-05-2000	
	A15	6,219,653	B1	O'Neill et al.	04-17-2001	
	A16	6,263,317	B1	Sharp et al.	07-17-2001	
	A17	6,324,522	B2	Peterson et al.	11-27-2001	
	A18	6,341,271	B1	Salvo et al.	01-22-2002	
	A19	6,393,408	B1	Mosher et al.	05-21-2002	
	A20	6,418,416	B1	Rosenberg et al.	07-09-2002	
	A21	2002/0019759	A1	Arunapuram et al.	02-14-2002	

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Documents	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Office ³	Number ⁴	Kind Code ⁵ (if known)			
	A22	JP	2002236730 A		SUGIOKA, MIKIO	08-23-2002	T ⁶

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ⁶
	A23	Information on Deal Time International, 1998-2002	

Examiner Signature	Date Considered	
--------------------	-----------------	--

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, PO Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449B/PTO		Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT Date Submitted: June 3, 2003 <i>(use as many sheets as necessary)</i>		Application Number	09/834,600
		Filing Date	04/13/2001
		First Named Inventor	George H. HOFFMAN
		Group Art Unit	2122
		Examiner Name	Unassigned
Sheet	2	of	2
		Attorney Docket Number	062834-0113



NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ⁶
	A24 *	Information on Circuit City Stores, Inc., 1996-2002	
	A25 *	"Deal Time.com Spiders Web for Bargains", Mary Hillebrand, 30 June, 1999, E-Commerce Times	

RECEIVED

JUN 04 2003

Technology Center 2100

Examiner Signature		Date Considered	
---------------------------	--	------------------------	--

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, PO Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450.